

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT  
DIVISION FIVE

THE PEOPLE ex rel. DEPARTMENT OF  
CORPORATIONS,

Plaintiff,

v.

SPEEDEE OIL CHANGE SYSTEMS,  
INC. et al.,

Defendants.

(Super. Ct. No. BC109765)

DONALD ALMEN et al.,

Interveners and Appellants,

v.

CALNEVA OIL CORPORATION,

Defendant and Appellant.

B144629

(Super. Ct. No. BC109765)

ORDER MODIFYING OPINION  
[NO CHANGE IN JUDGMENT]

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\* Pursuant to California Rules of Court, rules 976(b) and 976.1, this opinion is certified for publication with the exception of part III A 1, III A 2, the heading for part III A 3, parts III A 4, III A 5, III A 6, part III B, and part III C.

DONALD ALMEN et al.,

Intervenors and Appellants,

v.

MOBIL OIL CORPORATION et al.,

Defendants and Respondents.

B140743

(Super. Ct. No. BC109765)

The opinion filed on January 26, 2002, is modified in the following particulars:

The partial publication footnote (the page 1 footnote), which reads as follows, “Pursuant to California Rules of Court, rules 976(b) and 976.1, this opinion is certified for publication with the exception of part III A 1, III A 2, the heading for part III A 3, parts III A 4, III A 5, III A 6, part III B, and part III C,” is deleted and replaced with the following: “Pursuant to California Rules of Court, rules 976(b) and 976.1, this opinion is certified for publication with the exception of parts III A 1 and III A 2, the heading for part III A 3, the designated portion of part III A 3, and parts III A 4, III A 5, III A 6, III B, III C, and IV of the majority opinion.”

The partial publication note at page 26 of the typed opinion, which reads as follows, “[The remaining portions of Part III A and all of Parts III B and III C are deleted from publication. See *post* at page 49 where publication is to resume.]”, is deleted and replaced with the following: “[The remaining portions of part III A and all of parts III B, III C and IV are deleted from publication. See *post* at page 49 where publication is to resume.]”

No change in judgment.

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TURNER, P.J.

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GRIGNON, J.

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MOSK, J.